

GAU - 1632 \$  
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

CONTINUED PROSECUTION APPLICATION (CPA)  
REQUEST TRANSMITTAL

(only for Continuation or Divisional applications under 37 CFR 1.53(d))

Docket No.: 19603/2350 (CRF D-1510B)

Express Mail No.: EM009597869US

Examiner: B. Campbell

Art Unit: 1819

Assistant Commissioner for Patents  
Washington, D.C. 20231  
BOX: CPA

This is a Request for filing a

- ☒ continuation or  
☐ divisional application

under 37 CFR 1.53(d), continued prosecution application, (CPA) of prior application number 08/653,114, filed on May 24, 1996, of Erik Falck-Pedersen entitled ADENOVIRUS GENE EXPRESSION SYSTEM.

The above-identified prior pending application is hereby expressly abandoned as of the filing date of this request for a continued prosecution application (CPA).

1. ☐ Enter the unentered amendment previously filed on [\*enter date] under 37 CFR 1.116 in the prior nonprovisional application.
2. ☒ A preliminary amendment is enclosed.
3. ☐ This application is filed by fewer than all the inventors named in the prior application, 37 CFR 1.53 (d)(4).
  - a. ☐ Delete the following inventor(s) named in the prior nonprovisional application:  
  
\_\_\_\_\_  
  
\_\_\_\_\_  
  
\_\_\_\_\_
  - b. ☐ The inventor(s) to be deleted are set forth on a separate sheet enclosed herewith.
4. ☐ A new power of attorney is enclosed herewith.
5. ☐ Information Disclosure Statement (IDS) with PTO-1449 form(s) and copies of references are enclosed herewith.
6. The filing fee is calculated on the basis of the claims existing in the prior application as amended above:

06/29/1998 RHAGAT 00000109 08653114

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395.00 OP

(Col. 1)		(Col. 2)	SMALL ENTITY			LARGE ENTITY	
FOR:	NO. FILED	NO. EXTRA	RATE	FEE	OR	RATE	FEE
BASIC FEE	XXXXXXXXXX	XXXXXXXXXX	XXXXXX	\$395	OR	XXXXXX	\$790
TOTAL CLAIMS	13 - 20 =	0	x 11 =	\$0	OR	x 22 =	\$
INDEP CLAIMS	1 - 3 =	0	x 41 =	\$0	OR	x 82 =	\$
[ ] MULTIPLE DEPENDENT CLAIM PRESENTED			x 135 =	\$	OR	x 270 =	\$
*If the Total Claims are less than 20 and Indep. Claims are less than 3, enter "0" in Col. 2			TOTAL	\$395	OR	TOTAL	\$


7. [X] A check in the amount of **\$395.00** is enclosed to cover the above filing fee.
8. [X] The Commissioner is hereby authorized to charge fees which may be required, or credit overpayment to Deposit Account No. 14-1138. A duplicate copy of this sheet is enclosed.
9. Small entity status:
- [ ] A small entity statement is enclosed.
- [X] A small entity statement was filed in the prior nonprovisional application and such status is still proper and desired.
- [ ] is no longer claimed.
10. [X] Copy of Request for Four-Month Extension of Time in prior application.
11. [X] A self-addressed, prepaid postcard for acknowledging receipt.
12. Other: Declaration of Erik S. Falck-Pedersen Under 37 CFR § 1.132.

Address all future communications to (may only be completed by Applicant, or attorney or agent of record):

Michael L. Goldman  
Nixon, Hargrave, Devans & Doyle LLP  
Clinton Square  
P.O. Box 1051  
Rochester, New York 14603

Respectfully submitted,

Date: June 23, 1998

  
Michael L. Goldman  
Registration No. 30,727

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Rochester, New York 14603  
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Facsimile: (716) 263-1600



**EXPRESS MAIL CERTIFICATE**

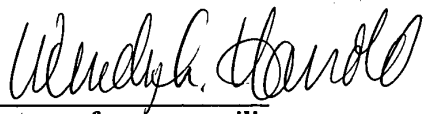
DOCKET NO.: **19603/2350 (CRF D-1510B)**  
APPLICANT: **Erik Falck-Pedersen**  
TITLE: **ADENOVIRUS GENE EXPRESSION SYSTEM**

Certificate is attached to the **Continued Prosecution Application (CPA) Request Transmittal Letter (2 pages)** of the above-named application.

EXPRESS MAIL NUMBER: **EM009597869US**  
DATE OF DEPOSIT: **June 25, 1998**

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231, Box: CPA.

**Wendy L. Harrold**  
(Typed or printed name of person  
mailing paper or fee)

  
(Signature of person mailing paper  
or fee)